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This PUBLIC BILL originated in the LEGISLATIVE COUNCIL, and, having this day passed as now printed, is transmitted to the HOUSE OF REPRESENTATIVES for its concurrence.

*Legislative Council,
10th August, 1893.*

Hon. Sir P. A. Buckley.

ARSENIC AND CYANIDE OF POTASSIUM IMPORTATION AND CARRIAGE.

ANALYSIS.

Title. Preamble. 1. Short Title. 2. Interpretation. 3. Package delivered to warehouse-owner or carrier to be marked "Poison." 4. Packages of arsenic and cyanide to be securely packed. How arsenic and cyanide to be packed.	5. Arsenic and cyanide to be kept separate from food during transit. 6. Penalty. Agent not liable if unaware of contents. 7. Penalty for sending or carrying package under false description. 8. How penalties recoverable.
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A BILL INTITULED

AN ACT to regulate the Importation and Carriage of Arsenic and Cyanide of Potassium. Title.

5 WHEREAS it is expedient to make better provision for regulating the importation and carriage of arsenic and cyanide of potassium by land or water : Preamble.

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows :—

10 1. The Short Title of this Act is "The Arsenic and Cyanide of Potassium Importation and Carriage Act, 1893"; and it shall come into force on the *first* day of March, one thousand eight hundred and ninety-four. Short Title.

15 2. In this Act, unless inconsistent with the context,— Interpretation.

"Carrier" includes every person or body of persons carrying goods for hire by any means, and whether by land or water :

"Package" means any package of arsenic or cyanide of potassium as described in section four :

20 "Ship" includes vessel of every kind :

"Warehouse-owner" includes every person or body of persons owning, managing, or controlling any warehouse, store, wharf, quay, or other place or premises in or on which goods are deposited.

25 3. No person shall deliver any package containing arsenic or cyanide of potassium to any warehouse-owner or carrier, or send or carry or cause to be sent or carried any such package to or from any port or place in New Zealand, unless the true name or description of the package is marked on the package as follows :— Package delivered to warehouse-owner or carrier to be marked "Poison."

2 *Arsenic and Cyanide of Potassium Importation and Carriage.*

tion thereof, with the addition of the word "Poison," is distinctly written, printed, or marked in easily-legible letters of not less than one inch in height on the outside of the package; nor, in the case of delivery to or deposit with any warehouse-owner or carrier of any such package, without also giving notice in writing to him of the name or description of such package, and that it contains arsenic or cyanide of potassium. 5

Packages of arsenic and cyanide to be securely packed.

4. Every package containing arsenic or cyanide of potassium which shall be imported by any person into the colony, or shall be sent by any person by means of any carrier for delivery at any place within the colony, shall be strongly and securely packed; and every person importing or sending any such package as aforesaid shall be required to see that the same is packed as required by this Act, that is to say,— 10

How arsenic and cyanide to be packed.

(1.) Arsenic and cyanide of potassium shall be packed in hermetically-sealed iron drums, or in strong wooden cases lined with zinc and hermetically sealed, and not exceeding in weight one hundredweight; all such drums and cases shall on the outside be painted red with oil paint. 15

Arsenic and cyanide to be kept separate from food during transit.

5. Every warehouse-owner, and every carrier, whether by land or by water, shall be bound to see that any package containing arsenic or cyanide of potassium is kept separate and distinct from any goods of any kind suitable for food of men or animals deposited with or carried by him, and so as not in case of breakage or leakage to intermix with, contaminate, or injuriously affect such goods; and if he has not at the time space for the storage or carriage of any such package without committing a breach of this Act he shall be entitled to refuse to accept delivery of or to carry the same, as the case may be. 20 25

Penalty.

6. If any person shall commit a breach of any of the foregoing sections, he shall be liable to a penalty not exceeding *one hundred pounds*: Provided that if any such person shall show that he was merely an agent or servant in the importation, carriage, or delivery of any such package, and had no actual knowledge or had no reason to suspect that such package contained arsenic or cyanide of potassium, he shall not be liable to such penalty. 30 35

Agent not liable if unaware of contents.

Penalty for sending or carrying package under false description.

7. If any person in New Zealand knowingly sends or attempts to send by, or carries or attempts to carry in, any ship, British or foreign, or sends or delivers to any warehouse-owner or carrier, any package containing arsenic or cyanide of potassium under a false description, or falsely describes the sender or carrier thereof, he shall be liable to a penalty not exceeding *one hundred pounds*. 40

How penalties recoverable.

8. All penalties recoverable under this Act shall be recovered in a summary way before any Resident Magistrate, or two or more Justices of the Peace, in the manner provided by "The Justices of the Peace Act, 1882." 45